GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Roads & Buildings Department - Construction of bridge across Goutami branch of River Godavari between Yanam – Yedurlanka – Land acquisition for providing approach roads – Payment of Enhanced compensation as per Orders of Hon'ble Sub Court, Yanam in LAOP Nos. 2/2002 to 7/2002, 9/2002, 13/2002 and 14/2002– Administrative Sanction – Accorded – Orders – Issued.

TRANSPORT ROADS AND BUILDINGS (ROADS.V) DEPARTMENT

G.O.RT.No. 262 Dated: 08-06-2018

Read :-

1. G.O.Ms.No.172, TR&B(R.III) Department, dated:25.8.1993.
2. G.O.Ms.No.11, TR&B(R-I) Department, dated:19.1.1998
3. G.O.Ms. No.131, TR&B(R.V)Department, dated:10.6.1999.
4. G.O.Ms.No.132, TR&B(R.V) Department dated:10.6.1999.
5. From the Engineer-in-Chief (R&B) NH & CRF, Andhra Pradesh, Vijayawada Letter No. : LA/Court case/ Yanam-Yedurlanka /DEE2/AEE2 /2016-17, Dt:29.08.2017

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In the G.O 1st read above Government have accorded administrative sanction orders of Rs.40.00 Crore for the work " Construction of Bridge across Gowtami branch of River Godavari between Yanam-Yedurlanka in E.G.District of Andhra Pradesh" duly specifying the contribution expecting from various agencies. In the G.O 2nd read above Government have accorded revised Administrative Sanction for Rs.85.00 Crore. In the G.O 3rd read above, Government have awarded the work to M/s Navayuga Engineering Company Limited, Visakhapatnam on BOT basis on the terms and conditions prescribed therein duly accepting that the cost of land acquisition will be borne by the Government of Andhra Pradesh for both AP and Pondicherry territorial limits In the G.O 4th read above Government have accorded sanction for an amount of Rs.69.00 Crore as detailed below:

S.No.	Particulars	Amount Rs. in crores
1.	Oil and Natural Gas Company(ONGC)	10.00
2.	G.A.I.L	2.00
3.	Government of Pondicherry	4.50
4.	Agricultural Marketing Committees	10.00
5.	Farmers Contribution	10.00
6.	State Government	32.50
	TOTAL	69.00

2. The length of the road under the project was from Km.59/860 to Km.70/700 of NH 214. The road was converted as National Highway later in 2001. The length of the bridge was 1800m (45 Vents of 40m span). Length of approaches on Yanam side is 5.455 kms and length of approaches on Yedurlanka side is 3.945kms

3. Accordingly in respect of the land Acquisition in Pondicherry territorial limits ,the Deputy Collector (Revenue)-Cum-Land Acquisition Officer, Yanam has passed the Award No.4/99/LAO dated:30.9.2000 for Rs.23,81,109/- for the land measuring 5-91-83 Hts and the Government of Andhra Pradesh paid the amount by way of Demand Drat through the Executive Engineer(R&B),NH Division, Kakinada.

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4. Some of the Ryots under Pondicherry territorial limits have approached the Hon'ble Sub Court, Yanam in LAOP's No. 1 to 14 of 2002 for the enhancement of compensation. The Hon'ble Sub Court, Yanam have dismissed the petition Nos.1,8,10 and 12 of 2002 long back and allowed the petitions from 2/2002 to 7/2002, 9/2002, 11/2002, 13/2002 and 14/2002. The Hon'ble Sub Court, Yanam was pleased to pass the orders for enhancement of compensation in the LAOP's 2/2002 to 7/2002, 9/2002, 11/2002, 13/2002 and 14/2002 vide its orders dt : 01.07.2016.

5. As the enhancement is above 50%, legal opinion had been obtained from Land Acquisition Officer-Cum-Deputy Collector, Yanam and also Addl. Government Pleader, High Court, Madras (Residence), Yanam regarding filing of appeal in the High Court of Madras. The Assistant Government Pleader, Yanam had opined that as per the observation of the said orders, the Hon'ble Subordinate Judge Court, Yanam has thoroughly discussed about the evidence and the document and clearly passed the orders accordingly in pursuance of the Land Acquisition Act and also found that there are no tenable or circumstantial grounds to prefer appeals against the said awards/orders. Accordingly, the Deputy Collector (Revenue) – cum – Land Acquisition officer has furnished the details of enhanced compensation in respect of the LOAP's as per orders of Hon'ble Sub-Court Yanam upto 31.07.2017 as below:

Sl.No.	Case No.	Claimant	Amount already paid (Rupees)	Enhanced compensation amount to be paid as per orders of the Hon'ble Sub-Court, Yanam and calculated upto 31.07.2017 (Rupees)
1	LAOP 2/2002	Dangudubiyyam Chittamma and others	95,049	7,10,789
2	LAOP 3/2002	Atla Satyanarayanamma	57,912	4,27,099
3	LAOP 4/2002	Gonemadatala Seshamma	46,187	4,43,516
4	LAOP 5/2002	Kanakala Seshayamma	1,04,318	9,07,614
5	LAOP 6/2002	B.S.L.Narayana and others	1,41,773	8,86,453
6	LAOP 7/2002	Polisetty Suryakantham and others	5,15,816	38,90,804
7	LAOP 9/2002	Bassa Satyavathi	1,48,135	8,85,607
8	LAOP 11/2002	Matta Mavullamma	66,997	4,36,234
9	LAOP 13/2002	Matta Paidiyya and others	1,68,355	10,23,357
10	LAOP 14/2002	Kommireddy Venkata Vara Prasad	1,79,832	10,66,071
		Total:	15,24,374	1,06,77,544

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6. The Deputy Collector (Revenue) – cum – Land Acquisition officer has requested to deposit the enhanced compensation immediately without delay in order to obey the orders of the Hon'ble Subordinate court, Yanam.

7. The Engineer-in-Chief (R&B) NH & CRF, Andhra Pradesh, Vijayawada in his letter 5th read above has requested the Government to accord sanction and release an additional grant of Rs.1,06,77,544/- to be paid as enhanced compensation as per the orders of Hon'ble Court under the head of account 5054- capital outlay on roads and bridges - 04 district and other roads- 337 road works- G.H.03 externally aided projects- S.H (26) aprdc- 530 major works- 532 lands, so as to deposit the same to the beneficiaries as per the court orders.

8. Government, after careful examination of the matter, hereby accord administrative sanction to the Engineer-in-Chief (R&B) NH & CRF, AP, Vijayawada for an amount of Rs.1,06,77,544/- (Rupees one crore six lakhs seventy seven thousand five hundred and forty four only) for payment of enhanced compensation to the beneficiaries shown in the table under para 5 above as per the orders of Hon'ble Sub –Court Yanam.

9. The amount sanctioned in para (8) above shall be met from the available Budget under FY 2018-19 under the head of account " 5054-Capital Outlay on Roads and Bridges- 04 District and Other Roads- MH337 Road Works - G.H.03 Externally Aided Projects - S.H(26) Andhra Pradesh Road Sector Project (APRDC) - 530 Major Works - 532 Lands(V) .

10. The Engineer-in-Chief (R&B) NH & CRF, Andhra Pradesh, Vijayawada shall take further necessary action in the matter accordingly.

11. This order issues with the concurrence of Finance Department vide their U.O.No.17023/277/FMU-TR&B/2017, dt:12.12.2017 & Dt.22.01.2018.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NEERAB KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNEMNT

To
The Engineer-in-Chief (R&B) NH & CRF, Andhra Pradesh, Vijayawada
Copy to
The Collector & District Magistrate, East Godavari, Kakinada.
The Deputy Collector (Revenue) & Land Acquisition Officer, Yanam, Puducherry.
The Assistant Government Pleader, District Subordinate Court, Yanam, Puducherry.
P.S.to Hon'ble Minister (R&B)
P.S. to Special Chief Secretary to Government, T,R&B.
Finance (FMU-T,R&B)Department
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER